IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7257 OF 2005

Hotel Mohini (Delux) & Ors. ..Petitioners.

Versus

Central Bank of India & Ors. ..Respondents.

Mr. P.S. Dani for the Petitioners.
Mrs.Jyoti A. Ghag i/by Thakore Jariwala for the Respondent No.1.

CORAM : S. A. BOBDE, J.
DATED : 20TH OCTOBER, 2005.

P.C.:

1. The learned counsel for the petitioner applies for deletion of the respondents Nos.2 & 3. Allowed to delete.

2. Rule returnable forthwith. Mrs. Jyoti A.Ghag, Advocate, for the Respondent No.1 waives service of rule. Heard by consent.

3. On the petitioners depositing the entire decreetal amount inclusive of interest before the D.R.A.T. within two weeks from today, the D.R.A.T. is directed to consider the matter on merits in view of the fact that it has been rejected only because of non-compliance of self operative order dated

15.06.2005 by which the petitioners were directed to deposit a fraction of the amount, i.e. 25% of Rs.21,97,852/-.

4. The respondent shall maintain status -quo in regard to the petitioners' property till then i.e. for a period of two weeks.

5. Rule is disposed of in the above terms.

DT. 20.10.05 (S.A.BOBDE,J)

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